

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI

WAKEITHA M. BELL, : Case No. 1:23-cv-212
: :
Plaintiff, : Judge Matthew W. McFarland
: Magistrate Judge Stephanie K. Bowman
v. : :
: :
MERCY HOSPITAL, et al., : :
: :
Defendants. : :

**ORDER ADOPTING REPORT AND RECOMMENDATION (Doc. 5),
OVERRULING OBJECTIONS, and TERMINATING CASE**

This action is before the Court on Magistrate Judge Stephanie K. Bowman's Report and Recommendation (Doc. 5). Magistrate Judge Bowman recommends dismissing this case with prejudice under 28 U.S.C. § 1915(e)(2). Plaintiff objects generally, but her objections fail to point out specific error. Such objections have the same effect as a failure to object. *Howard v. Sec'y of Health & Hum. Servs.*, 932 F.2d 505, 509 (6th Cir. 1991).

As required by 28 U.S.C. § 636(b) and Federal Rule of Civil Procedure 72(b), the Court has made a de novo review of the record in this case. Upon such review, the Court finds that Plaintiff's objections fail to identify any error and are accordingly

OVERRULED.

Thus, the Court **ORDERS** as follows:

- (1) The Court **ADOPTS** the Report and Recommendation (Doc. 5).
- (2) This case is **DISMISSED WITH PREJUDICE** for the reasons stated in the

Reports.

(3) Plaintiff's motion to add more hospitals (Doc. 9) is **DENIED AS MOOT**.

(4) The Court **CERTIFIES** pursuant to 28 U.S.C. § 1915(a) that, for the reasons expressed in the Report, an appeal of this Order adopting the Report would not be taken in good faith, and therefore **DENIES** plaintiff leave to appeal *in forma pauperis*. *See McGore v. Wrigglesworth*, 114 F.3d 601, 611 (6th Cir. 1997), *overruled on other grounds*, *Jones v. Bock*, 549 U.S. 199, 203 (2007).

(5) Because the above-captioned case constitutes the third case initiated by Plaintiff *in forma pauperis* as to which dismissal with prejudice has been recommended for failure to state a claim under 28 U.S.C. § 1915(e)(2), Plaintiff is hereby **WARNED** that if she files additional cases subject to summary dismissal on initial screening, she is likely to be deemed to be a vexatious litigator and may be subjected to sanctions and/or pre-filing restrictions.

IT IS SO ORDERED.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO

By: 
JUDGE MATTHEW W. McFARLAND